

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
APPEAL TO THE BOARD OF APPEALS AND INTERFERENCES

IN RE APPLICATION

OF: SCHELBERGER ET AL.

SERIAL NO. 09/868,515

FILED: JUNE 18, 2001

FOR: FUNGICIDAL MIXTURES BASED ON MORPHOLINE OR PIPERIDINE DERIVATIVES AND OXIME ETHER DERIVATIVES
DATE: DECEMBER 23, 2002

BOX:

CONFIRMATION No.:

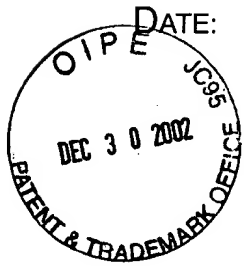
GROUP ART UNIT:

EXAMINER: SHAOJIA A. JIANG

TECH CENTER 1000/2900

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

December 24, 2002

Date of Deposit

Herbert B. Keil

Person Making Deposit

Signature

December 24, 2002

Date of Signature

Sir:

1. ☒ NOTICE OF APPEAL: Applicant hereby appeals to the Board of Appeals from the decision dated August 27, 2002, of the Primary Examiner finally rejecting Claims 1 to 11.
2. ☒ Applicants hereby petition for a -1- month extension of time under 37 C.F.R. §1.136. Applicants request entry of their timely reply dated November 25, 2002, for purposes of appeal.
 - ☒ A check to cover the fee of \$110.00 is enclosed.
 - ☐ A petition for a -/- month extension of time including the requisite fee of -/- has been filed along with the amendment under 37 C.F.R. §1.116 dated -/-.
3. ☐ BRIEF ON APPEAL in this application is transmitted herewith.
4. ☐ An oral Hearing is requested
 - ☐ The Oral Hearing fee of -/- is enclosed.
5. ☒ Fee \$320
 - ☒ Enclosed.
 - ☐ Not required (Fee paid in prior appeal).
 - ☐ Charge to Deposit Account No. 11.0345.
6. ☒ The Commissioner is hereby authorized to charge any fee which may be further required, or credit any over payment to Deposit Account No. 11.0345. A duplicate copy of this sheet is attached.

12/31/2002 SLUANG1 00000006 09868515

01 FC:1401
02 FC:1251

320.00 OP
110.00 OP

Respectfully submitted,

KEIL & WEINKAUF

Herbert B. Keil

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OFFICE OF PETITIONS